

IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEBRASKA

IN THE MATTER OF:
Sharon Marie Coon

Debtor

) BK. NO. 10-83540
) (Chapter 13)
)
) **CHAPTER 13 PLAN**
) **AND**
) **NOTICE OF RESISTANCE DEADLINE**

1. PAYMENTS

The Debtor or Debtors (hereinafter called "Debtor") submits to the Standing Chapter 13 Trustee all projected disposable income to be received within the applicable commitment period of the plan. The payment schedule is as follows:

A. Monthly Payment Amount [include any previous payments]	B. Number of Payments	Base Amount (AxB)
\$375.00	60	\$22,500.00

Total Plan Base Amount:
\$22,500.00

The payment shall be withheld from the Debtor's paycheck: Yes ☒ No ☐

Employee's name from whose check the
payment is deducted:

Employer's name, address, city, state, phone:

Sharon Marie Coon

Paypal

12312 Port Grace Blvd

La Vista, NE 68128

Debtor is paid: Monthly ☐ Twice monthly ☐ Weekly ☐ Biweekly ☒ Other ☐

This plan cures any previous arrearage in payments to the Chapter 13 Trustee under any prior plan filed in this case.

NOTE: PLAN PAYMENTS TO THE TRUSTEE MUST BEGIN IMMEDIATELY FOR PLANS REQUIRING PRE-CONFIRMATION ADEQUATE PROTECTION PAYMENTS OR LEASE PAYMENTS. IN THOSE CASES PROVIDING FOR EMPLOYER DEDUCTIONS, THE DEBTOR MUST MAKE DIRECT PAYMENT TO THE TRUSTEE BY MONEY ORDER OR CASHIER'S CHECK UNTIL THEIR EMPLOYER DEDUCTION BEGINS. IN CASES WITHOUT PRE-CONFIRMATION PAYMENTS, PLAN PAYMENTS MUST COMMENCE WITHIN 30 DAYS OF FILING OF THE PETITION. THE DEBTOR MUST MAKE DIRECT PAYMENT TO THE TRUSTEE UNTIL THEIR EMPLOYER DEDUCTION BEGINS.

2. ORDER OF PAYMENT OF CLAIMS

Applicable Trustee fees shall be deducted from each payment disbursed by the Trustee. Claims shall be paid in the following order: (1) 11 U. S. C. § 1326(a)(1)(B)&(C) pre-confirmation payments for adequate protection or leases of personal property; (2) payments to secured creditors under 11 U.S.C. § 1325(a)(5), payments due on executory contracts, the Debtor's attorney fees, 11 U.S.C. § 507(a)(1)(A) priority domestic support claims and approved Chapter 7 Trustee compensation; (3) other administrative expense claims under 11 U.S.C. § 503; (4) other priority claims in the order specified in 11 U.S.C. § 507(a) including post-petition tax claims allowed under 11 U.S.C. § 1305; (5) co-signed consumer debts; (6) general unsecured claims. Unless otherwise noted, claims within each class shall be paid pro rata. If funds remain after payment of specific monthly payments provided for in the plan, the Chapter 13 Trustee may distribute those funds to secured creditors in payment of their allowed secured claims.

3. **SECTION 1326(a) PRE-CONFIRMATION ADEQUATE PROTECTION PAYMENTS AND LEASE PAYMENTS**

The following pre-confirmation adequate protection payments on claims secured by personal property and pre-confirmation lease payments for leases of personal property shall be paid by the Trustee to the below listed creditors without entry of an order of the Court. The Debtor proposing pre-confirmation payments will immediately commence plan payments to the Trustee. Creditors must file a proof of claim to receive payment. Payments by the Trustee shall commence to these creditors within 30 days of the filing of the proof of claim unless the Trustee does not have funds available within 7 working days prior to the end of the 30 day period. Post-confirmation payments are provided for below in Paragraphs 6 and 7 of this plan.

Creditor's Name and Full Address	Last Four Digits of Account Number	Date of Next Payment Due	Payment Amount
-NONE-			\$

4. **ADMINISTRATIVE CLAIMS**

Trustee fees shall be deducted from each payment disbursed by the Trustee.

Nebraska Rule of Bankruptcy Procedure 2016-1 (A)(4) and Appendix "N" provide that a request for allowance of Chapter 13 attorney fees not exceeding \$3000.00 and cost not exceeding \$300.00 may be included in a Chapter 13 Plan. Total fees or costs in excess of this amount must be approved through a separate fee application. Fees and costs requested for allowance are as follows:

Total Fees Requested	Fees Received Prior to Filing	Balance of Fees to be Paid in Plan
\$3,000.00	\$0.00	\$3,000.00
Total Costs Requested	Costs Received Prior to Filing	Balance of Costs to be Paid in Plan
\$300.00	\$0.00	\$300.00

Fees and costs allowed shall be paid at the rate of not less than \$ 300.00 per month and shall accrue from the month in which the case is filed.

5. **PRIORITY CLAIMS**

11 U.S.C. § 1322(a) provides that all claims entitled to priority under 11 U.S.C. § 507(a) shall be paid in full in deferred cash payments unless the holder of a particular claim agrees to a different treatment of such claim except for a priority claims under 11 U.S.C. § 507(a)(1)(B). It is further provided that any and all pre-petition penalties, and post-petition penalties and interest, which have attached or will be attached to any such claim, shall be treated as a general unsecured claim and not entitled to priority. Such claims are as follows:

(A) Domestic Support Obligations:

- (1) ☒ None. [If none, skip to Priority Taxes section.]
- (2) Name of Debtor who owes Domestic Support Obligation _____
- (3) The name(s), address(es) and phone number(s) of the holder of ANY domestic support obligation as defined in 11 U.S.C. § 101(14A):

Name	Address, City, and State	Zip Code	Telephone Number

(4) The Debtor is required to pay all post-petition Domestic Support Obligations directly to the holder of the claim and not through the Chapter 13 Plan.

B) Arrearages owed to Domestic Support Obligation Holders under 11 U.S.C. § 507(a)(1)(A):

- (1) ☒ None. [If none, skip to subparagraph C below.]
- (2) Name of holder of Domestic Support Obligation Arrearage Claim, estimated arrears and monthly payment.

Name of Creditor	Estimated Arrearage Claim	Monthly payment on arrearage
	\$	\$

(C) Domestic Support Obligations Assigned to or Owed to a Governmental Unit Under 11 U.S.C. § 507(a)(1)(B):

- 1) ☒ None. (If none, skip to Priority Tax Claims.)
- 2) Name of Creditor, estimated arrearage claim and any special payment provisions:

Name of Creditor	Estimated Arrearage Claim	Provision for Payment
	\$	\$

(D) Priority Tax Claims Including Post-Petition Tax Claims Allowed Under 11 U.S.C. § 1305:

Federal: \$3,000.00	State: \$461.00	Total: \$3,461.00
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(E) Chapter 7 Trustee Compensation Allowed Under § 1326(b)(3):

Amount Allowed	Monthly Payment (greater of \$25 or 5% of monthly payment to unsecured creditors)
\$-NONE-	\$

(F) Other Priority Claims:

NONE

6. SECURED CLAIMS

(A)(1) Home Mortgage Claims (including claims secured by real property which the Debtor intends to retain). Unless otherwise provided in this plan, Debtor shall pay all post-petition mortgage payments directly to each mortgage creditor as those payments ordinarily come due beginning with the first due date after the case is filed and such creditor shall retain any lien securing its claim. Any pre-petition arrearage shall be paid through this Chapter 13 plan with interest as provided below and in equal monthly payments as specified below. The amount of pre-petition arrears is determined by the proof of claim, subject to the right of the Debtor to object to the amount set forth in the claim.

Name of Creditor	Property Description	Estimated Pre-petition Arrearage	Pre-confirmation Interest Rate & Dollar Amount Limit, if Any		Post-confirmation Interest Rate	Monthly Payment Amount on Pre-Petition Arrears	Total Payments on Pre-petition Arrears Plus Interest
1. First National Bank Of Omaha	7909 Barbara Street Omaha, NE 68124	\$9,318.00	0.00%	\$No limit	5.50%		\$10,430.45

*Allowed secured claims shall receive pro rata distributions, after payment of #4 Administrative Claims.

(A)(2) The following claims secured by real property shall be paid in full through the Chapter 13 plan:

Name of Creditor	Property Description	Pre-confirmation Interest Rate & Dollar Amount Limit, if Any		Post-confirmation Interest Rate	Monthly Payment Amount	Total Payments Plus Interest
1. Douglas County Treasurer	7909 Barbara Street Omaha, NE 68124	%	\$	14.00%	\$0.00	\$0.00

*Allowed secured claims shall receive pro rata distributions, after payment of #4 Administrative Claims.

(B) Post-Confirmation Payments to Creditors Secured by Personal Property

Post-confirmation payments to creditors holding claims secured by personal property shall be paid as set forth in subparagraphs (1) and (2). If the Debtor elects a different method of payment, such provision is set forth in subparagraph (3).

(1) Secured Claims to Which § 506 Valuation is **NOT** Applicable:

Claims listed in this subsection are debts secured by a purchase-money security interest in a personal motor vehicle, incurred within 910 days of filing of the bankruptcy OR debts secured by a purchase-money security interest in "any other thing of value", incurred within one year prior to filing of the bankruptcy. These claims will be paid in full with interest as provided below and in equal monthly payments as specified below:

Name of Creditor	Property Description	Estimated Claim Amount	Pre-confirmation Interest Rate & Dollar Amount Limit, if Any		Post-confirmation Interest Rate	Monthly Payment Amount	Total Payments Plus Interest
-NONE-		\$	%	\$	%	\$	\$

(2) Secured Claims to Which § 506 Valuation is Applicable:

Claims listed in this subsection are debts secured by personal property not described in the prior paragraph of this plan, 6(B)(1). These claims will be paid either the value of the secured property or the amount of the claim, whichever is less, with interest as provided below and in equal monthly payments as specified below. The portion of a claim that exceeds the value of the secured property will be treated as an unsecured claim. The value of the secured property is determined by the proof of claim, subject to the right of the Debtor to object to such valuation.

Name of Creditor	Property Description	Est. Value of Security or Amount Owed (use lowest amt.)	Pre-confirmation Interest Rate & Dollar Amount Limit, if Any		Post-confirmation Interest Rate	Monthly Payment Amount	Total Payments plus Interest
-NONE-		\$	%	\$	%	\$	\$

(3) Other provisions:

(C) Surrender of Property

The Debtor surrenders any interest in the following collateral. Any secured claim filed by the below creditors will be deemed satisfied in full through surrender of the collateral. Any unsecured deficiency claim must be filed by the bar date for claims or allowed by separate order of the Court.

Name of Creditor	Collateral to be Surrendered
1. American National Bank	2007 Suzuki 400, currently at Star City Motor Sports
2. Star City Motor Sports, Inc.	2007 Suzuki 400, currently at Star City Motor Sports

(D) Lien Avoidance

The Debtor shall file a Motion to Avoid the lien of the following creditor(s):

Name of Creditor	Amount Owed	Property Upon Which Debtor Will Seek to Avoid Lien
-NONE-	\$	

7. **EXECUTORY CONTRACTS/LEASES**

(A) The Debtor rejects the following executory contracts:

Name of Creditor	Property Subject to Executory Contract
-NONE-	

(B) The Debtor assumes the executory contract/lease referenced below and provides for the regular contract/lease payment to be included in the Chapter 13 plan. Any pre-petition arrearage will be cured in monthly payments as noted below:

Name of Creditor	Property Subject to Executory Contract / Lease	Estimated Arrearages on Contract as of Date of Filing	Monthly Payment to be Made on Contract Arrearage	Regular # of Contract Payments Remaining as of Date of Filing	Amount of Regular Contract Payment	Due Date of Regular Contract Payment	Total Payments (arrears + regular contract payments)
-NONE-		\$	\$		\$		\$

8. CO-SIGNED UNSECURED DEBTS

(A) The following co-signed debts shall be paid in full at the contract rate of interest from petition date.

Name of Creditor	Estimated Amount Due	Contract Rate of Interest	Total Due
-NONE-	\$	%	\$

9. UNSECURED CLAIMS

(A) Allowed unsecured claims shall be paid pro rata from all remaining funds.

10. ADDITIONAL PROVISIONS

(A) If there are no resistances/objections to confirmation of this plan or after all objections are resolved, the Court may confirm the plan without further hearing.

(B) Property of the estate, including the Debtor's current and future income, shall re-vest in the Debtor at the time a discharge is issued, and the Debtor shall have sole right to use and possession of property of the estate during the pendency of this case.

(C) In order to obtain distributions under the plan, a creditor must file a proof of claim within 90 days after the first date set for the Meeting of Creditors except as provided in 11 U.S.C. § 502(b)(9). Claims filed after this bar date shall be disallowed except as provided in Bankruptcy Rule 3002.

(D) Unless otherwise provided in this plan or ordered by the Court, the holder of each allowed secured claim provided for by the plan shall retain its lien securing such claim as provided in 11 U.S.C. § 1325(a)(5)(B).

NOTICE OF RESISTANCE DEADLINE

ANY RESISTANCE TO THIS PLAN OR REQUEST FOR A HEARING MUST BE FILED IN WRITING WITH THE BANKRUPTCY CLERK'S OFFICE (SEE ORIGINAL NOTICE OF BANKRUPTCY FOR ADDRESS) AND SERVED ON THE ATTORNEY FOR THE DEBTOR AT THE ADDRESS LISTED BELOW (OR SERVED ON THE DEBTOR, IF NOT REPRESENTED BY AN ATTORNEY), ON OR BEFORE:

14 DAYS AFTER THE CONCLUSION OF THE MEETING OF CREDITORS

IF A TIMELY RESISTANCE OR REQUEST FOR A HEARING IS FILED AND SERVED, THE BANKRUPTCY COURT WILL HANDLE THE RESISTANCE IN ACCORDANCE WITH NEB. R. BANKR.P.3015-2. IF THERE ARE NO OBJECTIONS TO THE PLAN AS FILED, THE COURT MAY CONFIRM THE PLAN WITHOUT FURTHER HEARING.

CERTIFICATE OF SERVICE

On December 3, 2010 the undersigned mailed a copy of this plan to all creditors, parties in interest and those requesting notice by regular United States mail, postage prepaid. The parties to whom notice was mailed are either listed below or on the attached mailing matrix. The undersigned relies on the CM/ECF system of the United States Bankruptcy Court to provide service to the following: Kathleen A Laughlin, Chapter 13 Trustee.

Dated: December 3, 2010 .

Sharon Marie Coon, Debtor

By: /s/ /s/ Bruce C. Barnhart
Attorney for the Debtor

Attorney Number: 19967

12100 West Center Road, #519

Attorney Address: Omaha, NE 68144

Attorney Phone Number: (402)934-4430

Attorney Fax Number: (402)384-1109

Attorney Email Address: _____

Label Matrix for local noticing
0867-8
Case 10-83540
District of Nebraska
Omaha Office
Mon Dec 6 16:44:10 CST 2010

Accounts Rec Solutions
1500 S 70th St Ste 106
Lincoln, NE 68506-1574

Accredited Collection Services
PO Box 27238
Omaha, NE 68127-0238

Afterhours LLC
PO Box 17641
Denver, CO 80217-0641

Alegent Health Business Office
2301 North 117th Ave Ste 100
Omaha, NE 68164-3483

Amer.people NTL
31st Ames Ave.
Omaha, NE 68111

Amer/Peopl Ntl
31st Ames Ave
Omaha, NE 68111

American National Bankl
31st Ames Ave.
Omaha, NE 68111

Bruce C. Barnhart
12100 W Center Rd
Suite 519
Omaha, NE 68144-3960

Childrens Hospital Medical Center
PO Box 247036
Omaha, NE 68124-7036

Citibank
PO Box 6241
Sioux Falls, SD 57117-6241

City of Omaha
PO Box 30077
Omaha, NE 68103-1177

Sharon Marie Coon
7909 Barbara Street
Omaha, NE 68124-3309

Corp. Receivables, Inc.
PO Box 4115
Concord, CA 94524-4115

Cox Communications-Omaha
P.O> Box 802068
Dallas, TX 75380-2068

Credit Management
4200 International Pwy
Carrolton, TX 75007-1912

Critical Care Associates
900 S 74 Plaza, Ste 108
Omaha, NE 68114-4648

Douglas County Attorney
428 Hall Of Justice
Omaha, NE 68183-0001

Douglas County Treasurer
909 Civic Center
Omaha, NE 68183-0001

Erickson Sederstrom, PC
10330 Regency Pkwy Dr.
Omaha, NE 68114-3761

Patricia Fahey
U.S. Trustee's Office
111 So 18th Plz
Suite 1148
Omaha, NE 68102-1321

First Nationaal Bank of Omaha
PO Box 2557
Omaha, NE 68103-2557

First Natl Bank Of Omaha
1620 Dodge Street
Omaha, NE 68197-0002

Firstsource Advantage LLC
205 Bryant Woods South
Buffalo, NY 14228-3609

General Service Bureau Inc.
PO Box 641579
Omaha, NE 68164-7579

Gross, Iwersen, Kratochvil, Klein
17030 Lakeside Hills Plz #200
Omaha, NE 68130-2396

Hsbc Frnrw
Po Box 60107
City of Industry, CA 91716-0107

(p)INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIONS
PO BOX 21126
PHILADELPHIA PA 19114-0326

Merchant Credit Adjusters, Inc
17055 Francis Street
Suite 100
Omaha, NE 68130-4655

Merchants Credit Adjst
17055 Francis St Ste 100
Omaha, NE 68130-4655

Midland Credit Management P.O. Box 603 Oaks, PA 19456-0603	Midland Credit Management Po Box 939019 San Diego, CA 92193-9019	Midland Credit Mgmt PO BBox 939019 San Diego, CA 92193-9019
Midwest Minor Medical 5310 S 84th St STE 100 Omaha, NE 68127-3776	Nebraska Department Of Revenue P.O. Box 94818 Lincoln, NE 68509-4818	PCM, Inc. 14344 Y Street STE 103 Omaha, NE 68137-2805
Prof Fin Co Po Box 1686 Greeley, CO 80632-1686	Professional Finance Co 5754 W 11th Street STE 100 Greeley, CO 80634-4811	Professional Finance Company 5754 WEst 11th Street STE 100 Greeley, CO 80634-4811
Radiology Consultants PO Box 4460 Omaha, NE 68104-0460	Sears 701 East 60th Street N Sioux Falls, SD 57104-0432	Sears/cbsd 701 East 60th St N Sioux Falls, SD 57104-0432
Southwest Family Physicians 8258 Hascall Street Omaha, NE 68124-3295	Star City Motor Sports, Inc. 6600 N 27th Street Lincoln, NE 68521-9097	The Liquidators, Inc. PO box 27403 Omaha, NE 68127-0403
The Nebraska Medical Center PO Box 3839 Omaha, NE 68103-0839	Weak Storage Center 13401 Giles Road Omaha, NE 68138-3709	

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Internal Revenue Service	End of Label Matrix	
PO Box 21126	Mailable recipients	46
Philadelphia, PA 19114	Bypassed recipients	0
	Total	46